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4 BILL NO. G-84-10- 42

5 GENERAL ORDINANCE NO. G- Rush

6 AN ORDINANCE regulating the hiring of
7 consultants by the City of Fort Wayne,
8 Indiana

9 WHEREAS, Title 36 of the Indiana Code, Local
10 Government, does not fully establish the procedures for the
11 hiring of consultants and other persons, firms, and corporations
12 who furnish information, advice and counsel, to the City of
13 Fort Wayne, Indiana, in the administration of government; and,

14 WHEREAS, Indiana Code, I.C. §36-4-6-18 confers
15 upon the Common Council of the City of Fort Wayne as the city
16 legislative body, the authority to pass ordinances, orders,
17 resolutions, and motions with the government of the City,
18 control of the City's property and finances, and the
19 appropriation of money, and,

20 WHEREAS, it is necessary for the City of Fort Wayne,
21 Indiana, to establish procedures for the hiring of consultants
22 by the City of Fort Wayne, Indiana, in accordance with the
23 powers granted it pursuant to Indiana Code Title 36.

24 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
25 OF THE CITY OF FORT WAYNE:

26 SECTION 1. Pursuant to the powers granted it in
27 accordance with Indiana Code, I.C. §36-1-3-4(b) and Indiana
28 Code, I.C. §36-4-6-18, the Common Council of the City of
29 Fort Wayne, Indiana, by the adoption of this Ordinance, hereby
30 prescribes an exclusive manner for the exercising of the power
31 of contracting with and employment of consultants by the City
32 of Fort Wayne, Indiana, either in the exercise of its civil
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jurisdiction and the operation of municipal government, or in the exercise of its power over any City-owned and/or operated utilities.

SECTION 2. All contracts and/or contractual arrangements to employ or to utilize the services of a consultant for the City of Fort Wayne, Indiana, either for civil government or utility purposes, shall be approved by the Common Council of the City of Fort Wayne by ordinance duly passed by said Common Council and thereafter approved by the Mayor of the City of Fort Wayne, Indiana, prior to said consultants' employment.

SECTION 3. Any contracts and/or contractual arrangements need not be submitted to the Common Council for passage when the unit price of the contract and/or contractual arrangement, when extrapolated over one (1) full year, is less than Seven Thousand Five Hundred Dollars (\$7,500.00); or in the case of an emergency.

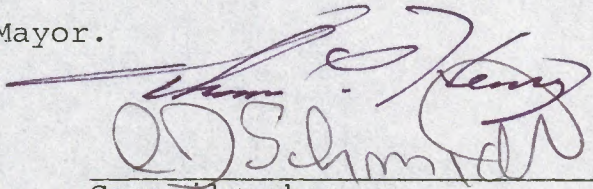
SECTION 4. The term "emergency" means a situation that could not reasonably be foreseen and that threatens the public health, welfare, or safety and requires immediate action.

SECTION 5. The words "consultant" and "consultants" whenever used in this Ordinance shall mean any person or persons firm or firms, corporation or corporations who consult with or who give professional or expert advice or opinion and who are available and utilized to provide information on a subject under consideration by the City of Fort Wayne and the operation of its civil jurisdiction and municipal government, and/or the operation of any City-owned and/or

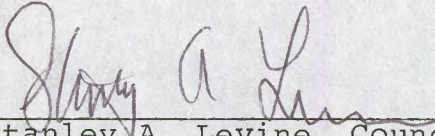
operated utilities.

SECTION 6. All consulting contracts and/or contractual arrangements hereafter entered without the aforesaid prior approval of Common Council, shall be deemed null and void.

SECTION 7. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.


Councilmember

Approved as to form and legality


Stanley A. Levine, Council Attorney

FOX RIVER BOYS
25% COTTON

Read the first time in full and on motion by Schmidt, seconded by Henry, and duly adopted, read the second time by title and referred to the Committee Administration & Public and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ .M., E.S.

DATE: 10-23-84

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Schmidt, seconded by Henry, and duly adopted, placed on its passage. ~~PASSED~~ (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>3</u>	<u>6</u>	_____	_____	_____
<u>BRADBURY</u>	_____	<u>✓</u>	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	_____	<u>✓</u>	_____	_____	_____
<u>GIAQUINTA</u>	_____	<u>✓</u>	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	_____	<u>✓</u>	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	_____	<u>✓</u>	_____	_____	_____
<u>TALARICO</u>	_____	<u>✓</u>	_____	_____	_____

DATE: 11-28-84

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. _____ on the _____ day of _____, 19____,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19____, at the hour of _____ o'clock _____ .M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____, 19____, at the hour of _____ o'clock _____ .M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

BILL NO. _____

GENERAL ORDINANCE NO.

AN ORDINANCE regulating the hiring of consultants by the City of Fort Wayne, Indiana.

WHEREAS, Title 36 of the Indiana Code, Local Government, does not fully establish the proceedings for the hiring of consultants and other persons, firms, and corporations who furnish information, advice and counsel, to the City of Fort Wayne, Indiana, in the administration of government; and,

WHEREAS, Indiana Code, I.C. §36-4-6-18 confers upon the Common Council of the City of Fort Wayne as the city legislative body, the authority to pass ordinances, orders, resolutions, and motions with the government of the City, control of the City's property and finances, and the appropriation of money, and,

WHEREAS, it is necessary for the City of Fort Wayne, Indiana, to establish procedures for the hiring of consultants by the City of Fort Wayne, Indiana, in accordance with the powers granted it pursuant to Indiana Code Title 36.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE:

Section 1. Pursuant to the powers granted it in accordance with Indiana Code, I.C. §36-1-3-4(b) and Indiana Code, I.C. §36-4-6-18, the Common Council of the City of Fort Wayne, Indiana, by the adoption of this Ordinance, hereby prescribes an exclusive manner for the exercising of the power of contracting with and employment of consultants by the City of Fort Wayne, Indiana, either in the exercise of its civil jurisdiction and the operation of municipal government, or in the exercise of its power over any City-owned and/or operated utilities.

Section 2. All contracts and/or contractual arrangements to employ or to utilize the services of a consultant for the City of Fort Wayne, Indiana, either for civil government or utility purposes, shall be approved by the Common Council of the City of Fort Wayne by ordinance duly passed by said Common Council and thereafter approved by the Mayor of the City of Fort Wayne, Indiana, prior to said consultants' employment.

Section 3. Any contracts and/or contractual arrangements need not be submitted to the Common Council for passage when the unit price of the contract and/or contractual arrangement, when extrapolated over one (1) full year, is less than Seven Thousand Five Hundred Dollars (\$7,500.00); or in the case of an emergency.

Section 4. The term "emergency" means a situation that could not reasonably be foreseen and that threatens the public health, welfare, or safety and requires immediate action.

Section 5. The words "consultant" and "consultants" whenever used in this Ordinance shall mean any person or persons, firm, or firms, corporation or corporations who consult with or who give professional or expert advice or opinion and who are available and utilized to provide information on a subject under consideration by the City of Fort Wayne and the operation of its civil jurisdiction and municipal government, and/or the operation of any City-owned and/or operated utilities.

Section 6. All consulting contracts and/or contractual arrangements heretofore entered without the aforesaid prior approval of Common Council, shall be deemed null and void.

Section 7. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM AND LEGALITY:

Stanley A. Levine, Legal Adviser
to the Common Council of the City
of Fort Wayne

BILL NO. G-83-03-27

GENERAL ORDINANCE NO. G-LOST

AN ORDINANCE regulating the hiring
of consultants by the City of Fort
Wayne, Indiana

WHEREAS, IC 36 does not fully regulate procedures for hiring of consultants and other persons, firms and corporations who furnish information, advice and counsel to the City of Fort Wayne, Indiana, in the administration of its government; and,

WHEREAS, IC 36-4-6-18 confers upon the legislative body (Common Council) authority to pass Ordinances, Orders, Resolutions and Motions for the government of the City, the control of the City's property and finances and the appropriation of money; and,

WHEREAS, it is necessary for the City of Fort Wayne, Indiana to supplement the procedure given it under IC 36.

THEREFORE BE IT HEREBY ORDAINED THAT:

Section 1. Pursuant to IC 36-1-3-4 (b) and IC 36-4-6-18 there is hereby adopted this Ordinance prescribing an exclusive manner for the exercising of the power of contracting with and employing of consultants by the City of Fort Wayne, Indiana either in the exercise of its civil jurisdiction or in the exercise of its power over any city owned and/or operated utilities.

Section 2. All contracts and/or contractual arrangement to employ or to utilize the services of a consultant for the City of Fort Wayne, Indiana either for civil or utility purposes, shall be approved by the Common Council of the City of Fort Wayne by ordinance duly passed by said Common Council and approved by the Mayor of the City of Fort Wayne, Indiana prior to the consultant's employment. Contracts for consulting need not be submitted to the Common Council for passage when the unit price of the contract when extrapolated over one full year is less than Seventy-Five Hundred Dollars (\$7,500.00).

Section 3. All such contracts or agreements hereafter entered into without such prior approval shall be null and void.

Section 4. In case of emergency only the City of Fort Wayne, Indiana,

may enter into contracts or agreements for the hiring and employment of consultants.

Section 5. The term "emergency" means a situation that could not reasonably be foreseen and that threatens the public health, welfare or safety and requires immediate action.

Section 6. The words "consultant" and "consultants" whenever used in this Ordinance shall mean any person or persons, firm or firms, corporation or corporations who consults with or who gives provisional or expert advice or opinion and who is available and utilized to throw light on a subject under consideration

Section 7 This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Donald J. Schmidt
Councilman

Read the third time in full and on motion by Schmidt, seconded by Stier and duly adopted, placed on its passage. LOST by the following vote:

Ayes: Four

Burns, GiaQuinta, Schmidt, Schomburg,

Nays: Four

Bradbury, Eisbart, Scruggs, Stier

Abstained: One

Talarico

Date: 4-12-83

Charles W. Westerman
City Clerk

Sold for next week

BILL NO. G-84-10-42

~~ADMINISTRATION AND STATE~~
~~LEGISLATION~~

REPORT OF THE COMMITTEE ON

Committee of whole

~~ADMINISTRATION AND STATE~~

WE, YOUR COMMITTEE ON ~~LEGISLATION~~ TO WHOM WAS REFERRED AN
ORDINANCE regulating the hiring of consultants by the City of
Fort Wayne, Indiana

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE Do Not PASS.

NO

DONALD J. SCHMIDT, CHAIRMAN

YES
D. Schmidt

THOMAS C. HENRY, VICE CHAIRMAN

JAMES S. STIER

SAMUEL J. TALARICO

NO

Charles B. Redd
CHARLES B. REDD

[Signature]

Janet H. Bradbury
Abstain NO - Mark J. Gaudin

CONCURRED IN 11-27-84
SANDRA E. KENNEDY, CITY CLERK

[Signature]